

JUDGE DANIEL H. M'MILLAN DEAD

End Comes to Prominent New Mexican in Denver

FORMER ASSOCIATE JUSTICE

In His Death New Mexico Loses One of Its Most Valuable Citizens.

A telegram was received by the New Mexican this morning from Supervisor Ross McMillan of the Pecos, Taos and Jemez National Forests, who is now at Denver, announcing the sudden death of his father, Judge Daniel H. McMillan, which occurred in that city on Tuesday. The telegram contained no particulars further than the fact that his father had died suddenly.

The news of the death of Judge McMillan will come as a distinct shock to his friends throughout New Mexico, where he had lived for many years, having been at different times a resident of Santa Fe, Socorro and Las Cruces, the last named place being his home up to a few weeks ago.

While no news regarding the funeral has been received here it is presumed that the body will be taken to the old family home in the East for burial.

Brief Biographical Sketch.

Hon. Daniel H. McMillan, associate justice of the territorial supreme court from December, 1899, to June, 1902, was a native of New York City, where he was born in 1848. He attended Cornell University at Ithaca, in 1868 and 1869, and was admitted to the bar at Buffalo in 1872. He threw himself earnestly into the political life of the Empire state and became one of the leading and most brilliant members of the bar in the City of Buffalo. From 1885 to 1887 he served as a member of the state senate and declined a renomination from the hands of the Republican party. From 1884 to 1889 he served on the board of managers of the State Asylum at Buffalo; was a trustee of the New York State Normal School from 1887 to 1889; a member of the board of managers of the Buffalo Library from 1883 to 1889; president of the Buffalo Library in 1889 and 1890; law examiner for admission to the bar from 1883 to 1894 and a member of the New York Republican state central committee. He was alternate delegate-at-large from New York to the Republican national conventions at Chicago in 1888; at Minneapolis in 1892, and at St. Louis in 1896. He was a delegate-at-large to the New York state constitutional convention of 1894, and a member of the commission to revise the educational laws of New York in 1899. He was vice-president of the New York Bar association in 1887 to 1888 and was a member of the American Bar association. President McKinley appointed him associate justice of the New Mexico Supreme Court in December, 1899, from which position he retired on June 1, 1902.

A Man of Keen Intellect.

This bare enumeration of high honors which came to Judge McMillan give no adequate idea of his manifold activities not only as lawyer, judge and statesman, but as a member of the Presbyterian church, in fraternal life and as a scholar of literary ability. He attained the thirty-second degree in Masonry and was a member of the Shrine. He belonged to the aristocratic Buffalo and the Liberal Clubs at Buffalo and was a member of the Chi Psi fraternity. Upon his coming to New Mexico in 1899 he at once took a deep interest in the civic life of his new home and maintained his residence at Socorro, later at Santa Fe and then at Las Cruces, until a few weeks ago, when he went to Denver and Buffalo, feeling instinctively that his days were numbered. Those who knew him well acquired lasting affection for Judge McMillan. He was of medium height, handsome, dignified and the typical student and scholar of pronounced opinion. Those who were privileged to listen to his lecture on Burns and engaged him in conversation on literary, scientific and legal subjects, were impressed with his erudition and the broad scope of his interests and sympathies. He was indeed a lovable man and honors that came to him were well deserved.

His Death Loss to Territory.

His wife, who was Miss Delphia Jackson, of Arcade, New York, survives him, as do two sons, Ross McMillan of Santa Fe, who is supervisor of the Pecos, Jemez and Taos forest reserves, and Morton K. McMillan, who is assistant to his brother

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BRUTAL MURDER IN SAN MIGUEL COUNTY

Pioneer Resident of Chaperito Decapitated By Robbers in Presence of Feeble Minded Daughter.

Special to the New Mexican.

East Las Vegas, N. M., June 4.—News reached here today that Jose Maria Baros, a pioneer resident of Chaperito, was brutally murdered Tuesday night.

The crime evidently was committed by robbers as the house was broken into, a trunk taken outside the door and contents dumped out on the ground. Papers and a dollar and forty cents in money were taken. Seven dollars hid under a pillow was overlooked. The head of the murdered man was chopped off with an axe while his feeble minded daughter looked on.

Carlos Lucero was arrested at Chaperito. His home is at Los Torres. It is claimed that Lucero was intoxicated the night of the crime. The deceased was justice of the peace several years and it is supposed that revenge had considerable to do with the motive of the crime.

FAILED BANK MAY RECOUP ITS LOSSES

Now Develops That Defaulting Cashier of Pittsburg Institution is Owner of Valuable Stocks.

Pittsburg, June 4.—According to reports William Montgomery, former cashier of the defunct Allegheny National bank of Pittsburg, who is in jail charged with misapplication of over \$500,000 of the banks funds, has broken his long silence and made a complete confession to Robert Lyons, receiver of the institution.

As a result it is thought that the bank with a small assessment made upon the stockholders will be able to pay the depositors in full. It has developed it is said, that Montgomery had a mania for buying stocks in mines and is the owner of four million shares of securities representing companies whose properties are scattered along the Pacific coast from South America to Alaska. Some of them are believed to be valuable but it is reported many represent immense losses over the original prices.

TEXAS RAILROADS NOT LOSING MONEY

State Commission Alleges Reports of Big Decrease in Earnings Are False.

Galveston, June 4.—The state railroad commission yesterday exposed the reports of the Texas railroads and showed that the decrease in the gross earnings for the past nine months to have been four million dollars instead of eight million dollars as claimed by the railroads. The commission declares that over fifty per cent of the decrease is fictitious and is due to the new system of bookkeeping of certain railroad accounts as ordered by the Interstate Commerce Commission. A comparison is made with the earnings of 1907 which the Texas Railroad commission shows was an unprecedented year for Texas railroads, in which they had more traffic than they could handle. The earnings for the past nine months as compared with the same period of 1904 show an increase of \$2,500,000 it is claimed.

TYPHOON OFF AUSTRALIA CLAIMS OVER 200 LIVES

Victoria, June 4.—The Canadian-Australian liner Manukar arrived here today bringing the news of the destruction of a pearling fleet in a typhoon off the Australian coast involving a loss of forty luggers and 270 lives, twenty of the victims being whites. Survivors reported a great many harrowing experiences. After the storm had wrecked or seriously damaged the vessels, those not drowned clung to the shattered hulks and the exhausted men dropped into the ocean.

GEORGIANS VOTING ON GUBERNATORIAL CANDIDATES.

Atlanta, Ga., June 4.—Today in every county in Georgia ballots are being cast in Democratic primaries to decide whether Governor Hoke Smith shall be returned to the state capitol next January or former railroad commissioner James M. Brown become governor. All other contests have sunk into insignificance, although in six of the eleven congressional districts of Georgia there are contests among the Democrats for the nominations to Congress.

OKLAHOMA BANK LOOTED OF \$10,000 BY ROBBERS.

Tulsa, June 4.—Robbers cracked the safe of the Bank of Fairland at Fairland, 30 miles east of here, early today and secured \$10,000 in gold and currency. The robbery was committed by three men who escaped on horseback. Posses have gone in pursuit.



JUDGE DANIEL H. M'MILLAN.
The News of Whose Sudden Death in Denver Was Received Today.

GRAND JURY INDICTS FOREST FIRE UNDER CONTROL

Seven Counts Charge Him With Embezzlement

OFFICER OF DEFUNCT BANK 1,200 ACRES BURNED OVER

Accused Man Only Recently Re-Nominated for Second Term.

Norwalk, O., June 4.—Congressman J. F. Laning, vice-president and director of the defunct Ohio Trust company, was indicted today on seven counts charging embezzlement. He was jointly indicted with James F. Gibbs, president of the closed institution in two indictments in which obtaining money by false pretenses is alleged and another charging misappropriation of the funds of the bank. F. W. Christian, secretary and treasurer of the failed bank, was twice indicted on the charge of perjury and for making false reports to the state bank examiners. William S. Perrin, a director, was thrice indicted on a charge of obtaining money by false pretenses. Two additional indictments accuse Gibbs of aiding and abetting Christian in committing perjury in making false reports.

Altogether a shortage of \$56,864 is charged against the indicted persons. Congressman Laning was recently nominated for a second term in Congress.

RATE CUTTING IS FEARED ON WESTERN RAILROADS

Chicago, June 4.—A feeling of unrest exists among the western roads regarding the stability of passenger rates. Despite all efforts of a number of the more important lines to maintain rates, there appears to be a disposition on the part of others to make concessions for the excursion business in the hope of thereby increasing their revenues. Fears are expressed that it will be impossible to hold up rates throughout the summer months.

HEAVY FIRE LOSS AT ROWE, SAN MIGUEL COUNTY.

Las Vegas, N. M., June 4.—At Rowe this county, Tuesday afternoon, sparks from a passing locomotive started a fire which destroyed 1,600 cords of wood and 3,000 ties, the property of the Cooper Lumber company. The loss was fully covered by insurance. Extreme dryness of the wood and ties made them more than ordinarily inflammable, it is asserted.

SEVERAL ILLINOIS DEMOCRATS WANT TO BE GOVERNOR.

Chicago, June 4.—The Democratic state central committee met here today at eleven o'clock, many prominent politicians, outside of the actual members of the committee being present. The backers of Samuel Alschuler, John Mitchell, Free P. Morris and Adlai E. Stevenson were active in their interests in relation to the gubernatorial nomination.

EDITOR WALLOPS POLICE OFFICER

Member of Albuquerque Force Looking for Trouble Gets Unmerciful Beating.

Special to the New Mexican.

Albuquerque, N. M., June 4.—In last evening's edition of the Daily Sun their appeared an article in which it was charged that the officers of the city police force of Albuquerque have been more or less in the habit of holding-up sporting women.

William Phillips, one of the members of the police force evidently resented this and this forenoon went into the editorial office of the Daily Sun for the purpose of seeking redress and retraction of the article. An altercation ensued between him and D. C. Hendricks, the editor.

A fight commenced in which Mr. Hendricks gave the guardian of the peace an unmerciful beating and it is believed would have snuffed out the officer's existence had it not been for District Attorney Frank W. Clancy, who occupies the office adjoining the editorial rooms of the Sun, who rushed into the office and parted the participants in the fight.

The end is not yet.

FAST TRACT IS 'RESTORED TO ENTRY'

220,000 Acres of Land in Roosevelt County Ordered Opened to Settlement By Secretary Interior.

Special to the New Mexican.

Washington, June 4.—By a decision rendered today by the secretary of the interior 220,000 acres of the public domain in New Mexico which for some years have been withdrawn from settlement and entry under a claim made by the Atchison, Topeka and Santa Fe Railway company have been restored to entry and settlement. Telegraphic instructions were sent today to the register and receiver of the United States land office at Roswell to this effect. This great tract of land has been in controversy for some time.

The Atchison, Topeka and Santa Fe railway fought the claims of the settlers vigorously. While Governor Curry was in Washington, the governor and Delegate Andrews, in company with C. F. Copeland of Texico, appeared before the department of the interior and represented the settlers. There are hundreds of settlers on the tract of land and many have been on it for years. This news is of the greatest consequence to them and to the advance and progress of Roosevelt county.

APPROPRIATION IS NOW AVAILABLE

\$30,000 For Irrigation Congress in U. S. Treasury Subject to Command of Board of Control.

Special to the New Mexican.

Washington, June 4.—The sum of \$30,000 is now available in the United States treasury and is at the command of the Board of Control of the Sixteenth National Irrigation Congress in the city of Albuquerque, being the appropriation for the maintenance and support of the Congress and the International Exposition in September next. Upon proper vouchers this money can now be drawn and be subject to the orders of the appropriation officers.

Advertisements for the purchase of the site for the federal building at Roswell are being prepared in the office of the supervising architect of the treasury department and will soon be published in New Mexico papers.

WOMEN AID MEN IN BOLD HOLD-UPS

Nevada Mining Camp at Mercy of Gang of Desperate Bandits Who Make Their Escape.

Reno, Nev., June 4.—A special from Rawhide states that a gang of eight men and two women in a series of hold-ups coupled with an attempt at arson, yesterday robbed the Rawhide hotel of \$300, lining up the occupants against the wall; held-up two men in a tent, held-up and beat a stage driver, robbed the Blue Cross drug store, held up three other men, securing small sums, and set fire to the Rawhide hotel to prevent their being followed. They escaped with about \$400 for their trouble, taking to the hills. The sheriff with a posse, aided by the state police, is in pursuit and a general round-up of the bad men is in progress.

WASHINGTON ASKS THAT AMERICAN BE ARRESTED.

Washington, June 4.—Complying with the request of the state department the foreign minister of Honduras has ordered the arrest of F. G. Bailey, former president of the Export Shipping company of New Jersey, and the detention of the steamer Goldboro and her cargo. This information came in a dispatch from Minister Dodge at San Salvador dated yesterday.

ATTEMPTS TO KILL MAJOR DREYFUS

Would-Be Assassin Wounds Noted French Officer

PARIS THROWN INTO PANIC

People Thought President Fallieres Had Been Assassinated.

Paris, June 4.—The canonization today of Emil Zola at the Pantheon, was marred by a dastardly attempt on the life of Major Alfred Dreyfus. The whole of Paris was thrown into a panic, for at first, it was thought President Fallieres had been assassinated. Major Dreyfus was only slightly wounded. His assailant was promptly arrested.

Zola, who died in 1902, was ten years ago condemned to a year's imprisonment for addressing to Felix Faure, then president of France, the famous letter: "J. Q. Accused," in which he laid bare the conspiracy of the general army staff against Dreyfus, then a captain in the French army. Today his dust was interred with national honors in the Pantheon, the French temple of fame, with most impressive ceremonies.

The proposal to give Zola a glorious burial when made first in 1906, aroused in France all the dominant animosities that came out in the Dreyfus trials and the transfer of his ashes, although duly voted by the chamber and the senate, was twice postponed because of the state of public opinion. The chief opposition to the burial of Zola's ashes in the Pantheon arose from his defense of Dreyfus and the authorities therefore expected disorders today.

The attempt on the life of Major Dreyfus was made by Louis Anthele Gregori, a member of the editorial staff of La France Militaire, a journal devoted to military progress and the military future of the French republic. Dreyfus was present at the ceremonies to do final homage to the great leader of his cause. Gregori's act was undoubtedly inspired by the campaign which the reactionary press has been conducting against Zola as the "insult of the French army," and "the traducer of his country."

DEMOCRATS IN IDAHO ARE SPLIT

Elect Rival Delegations to Denver National Convention—Mormonism Bone of Contention.

Twin Falls, Idaho, June 4.—Two sets of delegates to the national convention at Denver were elected by the Democrats of Idaho last night as a result of a breach between the DuBois and anti-DuBois factions over the Mormon question. The anti-DuBois K. I. Perry declared against the anti-Mormon plan in the national platform while the DuBois faction declared for an amendment to the state constitution taking the right of suffrage of persons "living in or encouraging polygamy." Both factions instructed for W. J. Bryan for the presidential nomination.

BOY MANIAC SHOOT DOWN WEALTHY MILLER

Minneapolis, Minn., June 4.—The police have not yet been able to establish the identity of the twenty-year-old maniac who calmly walked up to A. P. Camden, a wealthy miller of Chicago late last night and shot him dead. A search of the prisoner's effects shows that he received mail under the name of "James Montague," but the police believe this was a pseudonym taken from some dime novel. In the boy's trunk was found a complete feminine outfit, including a woman's wig. Camden was in Minneapolis attending the convention of northern millers.

JOSE CORIZ SUCCUMBS AFTER LINGERING ILLNESS

Jose Coriz, aged about 45 years, died early this morning after an illness lasting nearly ten years. The wife of the deceased died about two months ago. Mr. Coriz had traveled considerably in an effort to restore his health but to no avail. He spent some time at Gallup, McKinley county, hoping the change would prove beneficial but in this he was disappointed. The family resides on Aqua Fria street in the southwestern part of the city. Of the family three girls and two boys are left. Arrangements for the funeral services have not been announced.